

RE: EMJ Removal Action Schedule and Tribal Coordination Update

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CR

Chu Rebecca

Fri 4/25/2014 2:15 PM

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To: ☐ Amy Essig Desai <aedesai@farallonconsulting.com>;

Yes, please send me the revised schedule when you receive it.

Thanks

Becky

Rebecca Chu | Remedial Project Manager
United States Environmental Protection Agency
Region 10
1200 Sixth Ave Suite 900
ECL-111
Seattle, WA 98101
(206) 553-1774 
chu.rebecca@epa.gov

From: Amy Essig Desai [mailto:aedesai@farallonconsulting.com]
Sent: Friday, April 25, 2014 8:54 AM
To: Chu Rebecca
Cc: Gilbert Leon (gleon@emjmetals.com); Dyer, Miles (mdyer@JorgensenForge.com)
(mdyer@JorgensenForge.com); William Joyce; Ian Sutton; 'David Templeton' (dtempleton@anchorqea.com); Ryan Barth
Subject: EMJ Removal Action Schedule and Tribal Coordination Update

Becky,

EMJ has updated its Removal Action construction schedule to reflect a July 10 commencement of work within the coffer dam that was approved by the U.S. Environmental Protection Agency (EPA) on April 21, 2014. EMJ's Removal Action schedule has been developed based on prior discussions with the Muckleshoot Indian Tribe (Tribe) and EPA. EMJ and its contractor have developed the Removal Action construction schedule to accommodate the Tribe's fishing season by completing the in-water portion of the work by September 6, 2014. The Tribe has established that its fishing season will begin no earlier than September 7, 2014. The Tribe will provide EMJ with approximately 30 days advance notice of when it will commence fishing be it on September 7, 2014 or on a later date. EMJ will continue to coordinate with the Tribe as August 2014 approaches to determine when the actual date the fishing season will begin. If the start of the Tribe's fishing season is delayed beyond September 7, 2014, and it is necessary for EMJ to perform Removal Action work beyond that date (an event we believe is unlikely), EMJ will coordinate with the Tribe and proceed with the remaining Removal Action work until the Tribe begins actively fishing.

EMJ and its contractor are committed to completing in-water work by September 6, 2014 and intend to avoid impacts to the Tribe's fishery. In the unlikely event that the Removal Action is not completed by September 6, 2014 and the Tribe commences with fishing on September 7, 2014, EMJ will make all reasonable efforts with the Tribe to avoid impacts during the start of the Tribe's fishing season. EMJ does not, however, expect to receive a stop work order from EPA should the remaining removal action work continue beyond the start of fishing season.

Please let me know if you have any questions.

Thanks,
Amy